

1 The Honorable Thomas S. Zilly  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 DIBAKAR BARUA, Individually and on  
10 Behalf of All Others Similarly Situated,  
11 Plaintiff,

12 v.  
13 ZILLOW GROUP, INC., RICHARD  
14 BARTON, ALLEN PARKER, AND JEREMY  
WACKSMAN,  
15 Defendants.

No. 2:21-CV-01551-TSZ

**STIPULATION AND ORDER (1)  
STIPULATING FOR OVERLENGTH  
BRIEF; AND (2) EXTENDING TIME  
TO RESPOND TO MOTION TO  
DISMISS**

16 Lead Plaintiff and Defendants Zillow Group, Inc., Richard Barton, Allen Parker, and  
17 Jeremy Wacksman (collectively, "Defendants") hereby stipulate and agree as follows:

18 WHEREAS, pursuant to the Court's docket entry granting Defendants' Unopposed Motion  
19 for Leave to File an Overlength Brief Pursuant to Local Rule 7(f) on June 28, 2022, the page limit  
20 for the briefing on Defendants' motion to dismiss the Corrected Consolidated Class Action  
21 Complaint in the above-captioned action is as follows: 30 pages for Defendants' opening brief and  
22 Lead Plaintiff's opposition brief, and 15 pages for Defendants' reply brief;

23 WHEREAS, Defendants filed a brief of less than a full 30 pages on the date it was due, but  
24 realized the margins in the motion to dismiss brief were incorrect and that using the correct margins  
25 per Local Rule 10(e)(1) would have caused the motion to dismiss brief to exceed the 30 page limit  
26 by roughly five pages;

STIPULATION FOR OVERLENGTH BRIEF AND  
EXTENDING TIME TO RESPOND TO  
MOTION TO DISMISS  
(No. 2:21-cv-01551-TSZ) - 1

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1        WHEREAS, Defendants alerted Lead Plaintiff of this error and the parties agree, that  
 2 subject to the Court's approval, and in the interests of fairness, Defendants' brief will be treated as  
 3 a 35-page brief and therefore, pursuant to Local Rule 7(f)(4), Lead Plaintiff should be allowed an  
 4 equal number of additional pages in his opposition to Defendants' motion to dismiss brief totaling  
 5 35 pages;

6        WHEREAS, the parties agree that Defendants' reply brief will remain at 15 pages;

7        WHEREAS, the parties further agree that in the interests of fairness, Lead Plaintiff will  
 8 receive an additional week to file his opposition brief, but that Defendants' reply brief will remain  
 9 due on its current due date of October 11, 2022;

10       WHEREAS, Defendants apologize to Lead Plaintiff and the Court for this mistake and  
 11 regret the error;

12       NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between  
 13 the undersigned counsel for the undersigned parties, subject to Court approval, as follows:

14       1. Defendants' motion to dismiss will be deemed a 35-page brief, and pursuant to  
 15 Local Rule 7(f)(4), Lead Plaintiff will be given an additional five pages for his opposition to  
 16 Defendants' motion to dismiss, for a total of 35 pages.

17       2. Defendants' reply brief will remain at 15 pages.

18       3. Lead Plaintiff's opposition brief is now due on September 2, 2022.

19       4. Defendants' reply brief will remain due on its original due date of October 11, 2022.

20       DATED: August 23, 2022

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39 *Attorneys for Defendants*

40 *Zillow Group, Inc., Richard Barton,*

41 *Allen Parker, and Jeremy Wacksman*

## ORDER

Pursuant to the above Stipulation, **IT IS SO ORDERED.**

Dated this 24th day of August, 2022.

Thomas S. Bally

Thomas S. Zilly  
United States District Judge

Presented by:

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